

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE FORM PTO-1390 (REV. 10-2003)		ATTORNEY'S DOCKET NUMBER WACHP002
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) Unknown 10 / 511688
INTERNATIONAL APPLICATION NO. PCT/EP03/03803	INTERNATIONAL FILING DATE April 11, 2003	PRIORITY DATE CLAIMED April 15, 2002
TITLE OF INVENTION OPTIMIZATION OF COMPILER-GENERATED PROGRAM CODE		
APPLICANT(S) FOR DO/EO/US Michael BALDISCHWEILER and Werner NESS		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
<p>Items 11 to 20 below concern document(s) or information included: §</p> <p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information:</p>		
Other items: One (1) Sheet of Formal Drawings Copy of International Search Report (4 pages) Postcard Receipt Check 12694 in the amount of \$920.00		

U.S. APPLICATION NO. <small>as filed in accordance with CFR 1.51</small> Unknown 107511688	INTERNATIONAL APPLICATION NO. PCT/EP03/03803	ATTORNEY'S DOCKET NUMBER WACHP002																				
<p>21. <input checked="" type="checkbox"/> The following fees are submitted:</p> <p>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</p> <p>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1080.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$920.00</p> <p>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$770.00</p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$730.00</p> <p>International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00</p> <p style="text-align: center;">ENTER APPROPRIATE BASIC FEE AMOUNT =</p>		CALCULATIONS PTO USE ONLY																				
		\$ 920.00																				
<p>Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</p>		\$																				
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">CLAIMS</th> <th style="width: 25%;">NUMBER FILED</th> <th style="width: 25%;">NUMBER EXTRA</th> <th style="width: 25%;">RATE</th> <th style="width: 10%;">\$</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>20</td> <td>- 20 =</td> <td>00</td> <td>x \$18.00</td> </tr> <tr> <td>Independent claims</td> <td>03</td> <td>- 3 =</td> <td>00</td> <td>x \$86.00</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$290.00</td> <td>\$</td> </tr> </tbody> </table>		CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	Total claims	20	- 20 =	00	x \$18.00	Independent claims	03	- 3 =	00	x \$86.00	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$290.00	\$	\$ 920.00
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Total claims	20	- 20 =	00	x \$18.00																		
Independent claims	03	- 3 =	00	x \$86.00																		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$290.00	\$																		
TOTAL OF ABOVE CALCULATIONS =		\$ 920.00																				
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.		\$																				
SUBTOTAL =		\$ 920.00																				
<p>Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).</p>		\$																				
TOTAL NATIONAL FEE =		\$ 920.00																				
<p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +</p>		\$																				
TOTAL FEES ENCLOSED =		\$ 920.00																				
		Amount to be refunded:	\$																			
		charged:	\$																			
<p>a. <input checked="" type="checkbox"/> A check in the amount of \$ 920.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0805</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>																						
<p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</p>																						
<p>SEND ALL CORRESPONDENCE TO:</p> <p>Rick von Wohld, Esq. Martine & Penilla, LLP 710 Lakeway Drive, Suite 170 Sunnyvale, CA 94085 Tel: (408) 749-6900 Fax: (408) 749-6901 Customer Number 25,920</p>																						
<p style="text-align: right;"></p> <p>SIGNATURE</p> <p>Rick von Wohld, Esq.</p>																						
<p>NAME</p> <p>48,018</p>																						
<p>REGISTRATION NUMBER</p>																						

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

10/511688
DT01 Rec'd PCT/PTC 14 OCT 2004

Application No. : Unassigned
 Applicants: Baldischweiler et al.
 Filed:
 Title: OPTIMIZATION OF COMPILER-
 GENERATED PROGRAM CODE

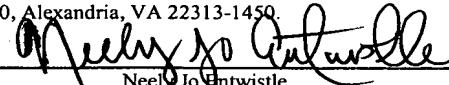
TC/A.U. : Unknown
 Examiner : Unassigned

Atty. Docket No. : WACHP002
 Date : October 14, 2004

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper and the documents and/or fees referred to as attached herein are being deposited with the United States Postal Service on **October 14, 2004** in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR §1.10, Mailing Label Number **EV607295031US**, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signed:


Neely Jo WintwistleTRANSMITTAL OF DOCUMENTS FOR FILING UNDER 35 U.S.C. § 371

Commissioner of Patents
 Alexandria, VA 22313-1450

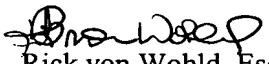
Sir:

Applicants are hereby transmitting the following documents for the above-identified patent application:

- Transmittal Letter to the United States Designated/Elected Office (2 pages)
- English translation of International Application as filed (20 pages)
- One (1) sheet of Formal Drawings
- Copy of the International Search Report (4 pages)
- Check number 12694 in the amount of \$920.00
- Return receipt postcard

Applicants believe that no further fees are due in connection with the filing of the above-named documents. However, if it is determined that any additional fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-0805 (Order No. WACHP002).

Respectfully submitted,
 MARTINE & PENILLA, LLP


 Rick von Wohld, Esq.
 Reg. No. 48,018

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